

**MINUTES OF THE TELECONFERENCE
OF THE BOARD
OF
AUDIOLOGY AND SPEECH-LANGUAGE PATHOLOGY**

February 3, 2010

CALL TO ORDER

Ron Busch, Vice-Chair, called the teleconference of the Board of Audiology and Speech-Language Pathology to order at 12:05 pm. (CST), Wednesday, February 3, 2010. DHHS Staff and Board Member Ron Busch were located in the Learning Center, State Office Building, 301 Centennial Mall South, Lincoln, Nebraska; and other Board members were located at their homes or businesses. The meeting was duly publicized by distribution of the Notice of Meeting and Agenda at least ten (10) days prior to the meeting and posting the agenda at the entrance of the Department of Health and Human Services at least twenty-four (24) hours prior to the meeting.

Chair's Announcement and Introduction of New Board Members

Busch stated that this was a public meeting and that the Open Meetings Law was posted. He also introduced Craig Foss and Jana Green, the new board members and welcomed them to the Board.

Roll Call

The following board members and State of Nebraska staff participated in the conference call at the Learning Center, 3rd Floor State Office Building, Lincoln, NE:

The following Board Members and staff participated in the conference call:

Jane Stokebrand, Speech Language Pathologist
Kathryn Beauchaine, Audiologist, Secretary
Ron Busch, Consumer Member, Vice-Chair
Craig Foss, Audiologist,
Jana Green, Speech Language Pathologist

Diane Hansmeyer, DHHS Unit Administrator
Delores James, Health Licensing Coordinator
Julie Agena, Assistant Attorney General (Disconnected from CC at 12:35 p.m.)
Larry Wiehn, Investigator DHHS/Division of Public Health (Disconnected from CC at 12:35 p.m.)
_Roger Brink, Legal Staff for Public Health (Connected to CC at 12:07 p.m. and disconnected at 12:37 p.m.)

ADOPTION OF THE REVISED AGENDA

Stokebrand moved, seconded by Beauchaine to adopt the revised agenda. Voting Aye:

Stokebrand, Beauchaine, Busch. Foss and Green. Voting Nay: None. Motion carried.

Approval of Minutes

Green moved, seconded by Foss, to approve the minutes for October 13 and 27, 2009. Voting aye: Busch, Foss, Green, Stokebrand, and Beauchaine. Voting nay: None. Motion carried.

LICENSURE APPLICATION (Closed Session)

Stokebrand moved, seconded by Beauchaine, to go into closed session at 12:07 p.m. for the purpose of discussing an investigational report and to protect the reputation of the individuals. Voting aye: Busch, Foss, Green, Stokebrand and Beauchaine. Voting nay: None. Motion carried.

Out of Closed Session

Green moved, seconded by Foss to come out of closed session at 12:30 p.m. Voting Aye: Foss, Green, Stokebrand, Beauchaine and Busch. Voting Nay: None. Motion Carried.

BOARD'S RECOMMENDATION

Beauchaine moved, seconded by Green, to recommend that Sarah Skripsky receive a probationary license for one year or until the fulfillment of the following requirements are met:

- Come before the Board to take an Oral Jurisprudence examination at the next scheduled board meeting or w/in 12 months of the beginning date of probation;
- Complete an ethics course relating to speech-language pathology within 12 months of beginning probationary date. This course has to be approved by the Board; if the course is an American Speech-Language-Hearing Association approved course, Board will not have to approve it; and
- Pay the administrative penalty fee of \$670.00.

The reason for probationary status is that Ms. Skripsky practiced speech-language pathology without a license and submitted erroneous information on her application by misrepresenting facts.

Voting aye: Green, Stokebrand, Beauchaine, Busch and Foss. Voting nay: None. Motion carried.

PRACTICE MONITOR DISCUSSION

Ruth Schuldt, Compliance Monitor for individuals who are placed on probation for the initial license or other disciplinary reasons is monitoring Teressa Rundstrom and one of the conditions of Ms. Rundstrom's probationary license is to retain a Board approved practice monitor.

Ms. Rundstrom submitted the name of Lee Phiffer to the Board for consideration as her practice monitor. Hansmeyer gave the Board background information on Mr. Phiffer.

Stokebrand moved, seconded by Beauchaine, to approve Lee Phiffer as the practice monitor for Teresa Rundstrom. Voting aye: Stokebrand, Beauchaine, Busch, Foss and Green. Voting nay: None. Motion passed.

SCOPE OF PRACTICE

Modified Barium Swallowing Procedure (Attachment B)

Hansmeyer stated that the Board received an email from B. Grimm regarding modified barium swallowing procedure and to see if a radiologist needs to be present to complete this test? Or could the speech language pathologist complete the test with the Radiology Technician as long as a licensed/ Board Certified MD is on site for consultation as needed.

Mr. Grimm checked with several people and also reviewed the statutes and regulations, but could not find any information on modified barium swallowing in the statutes or regulations.

The Board could not answer this question because this technique is not found in the Audiology and Speech-Language Pathology statutes and regulations; therefore they decided to refer this question to the Medical Board.

Motion on Modified Barium Swallowing Studies

Green moved, seconded by Beauchaine, to refer the question regarding Modified Barium Swallowing to the Medical Board. Voting aye: Beauchaine, Busch, Foss, Green and Stokebrand. Voting nay: None. Motion carried.

NEW BUSINESS

Board Meeting Dates of 2010

The next Board meeting will be held on November 10, 2010. Hansmeyer explained that the Board will usually schedule a board meeting right after the public hearing on regulations; however at this time no public hearing date has been set. When the exact date is known, staff will contact board members to schedule a conference call or a board meeting.

Election of Officers **Chairperson**

Stokebrand nominated Ron Busch as Chairperson of the Board of Audiology and Speech-Language Pathology. Stokebrand moved, seconded by Green, to close the nomination process and cast a unanimous ballot for Busch as Chairperson. Voting aye: Busch, Foss, Green. Stokebrand and Beauchaine. Voting nay: None. Motion carried.

Vice Chairperson

Stokebrand nominated Kathryn Beauchaine as Vice Chairperson of the Board of Audiology and Speech-Language Pathology. Stokebrand moved, seconded by Foss, to close the nomination process and cast a unanimous ballot for Beauchaine as Vice Chairperson. Voting aye: Foss, Green, Stokebrand, Beauchaine and Busch. Voting nay: None. Motion carried.

Secretary

Beauchaine nominated Jana Green as Secretary of the Board of Audiology and Speech-Language Pathology. Stokebrand moved, seconded by Foss, to close the nomination process and cast a unanimous ballot for Green as Secretary. Voting aye: Green, Stokebrand, Beauchaine, Busch and Foss. Voting nay: None. Motion carried.

Letters from the Physical Therapy Board and the Board of Occupational Therapy Practice to the Department of Education (Attachment (D and D1))

The Board reviewed letters written by the Board members of Occupational Therapy and Physical Therapy to Gary Sherman, Director, Office of Special Education, Nebraska Department of Education, which addresses the issue of involvement of several Rehabilitation professions either as early intervention or related service.

The concern has been raised to the Board of Education regarding the misrepresentation of PT services and the potential liability to the therapist if a district than bills the services provided by a coach as physical therapy Medicaid. The concern is in regard to the misrepresentation of PT or OT services and the potential liability to these professions if a district bills the service provided by a coach who is not a Physical therapist, an Occupational Therapist or Certified Occupational Therapy Assistant.

Stokebrand moved, seconded by Foss to draft a similar letter to the Department of Education expressing similar concerns from the Board of Audiology & Speech-Language Pathology. Voting Aye: Stokebrand, Beauchaine. Busch, Foss and Green. Voting nay: None. Voting Nay: None. Motion

LAP Report for October 1, 2009 – December 31, 2009

The program coordinator prepares a quarterly report as well as a year-end report with breakdowns by professions and types of chemical dependency. She also writes articles that can be used by associations in their newsletters. This report is given to the Board for informational purposes only.

ADJOURNMENT

There being no further business, the meeting was adjourned at 1:20 p.m.

Respectfully submitted,

Kathryn Beauchaine, Secretary

Prepared by: Delores Y. James, Health Licensing Coordinator